

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CORPORATE TECHNOLOGIES, INC., )  
 )  
Plaintiff, )  
 ) Civil Action No. 12-12385-DPW  
v. )  
 )  
BRIAN HARNETT, and )  
ONX USA LLC, d/b/a )  
ONX ENTERPRISE SOLUTIONS )  
 )  
Defendants. )

**PRELIMINARY INJUNCTION**

May 3, 2013

For the reasons stated more fully in the Memorandum and Order issued today in this case, it is hereby ORDERED AND ADJUDGED, pursuant to a preliminary injunction issued in accordance with Fed. R. Civ. P. 65, that Defendants Brian Harnett and OnX USA LLC d/b/a OnX Enterprise Solutions, and their respective agents, servants, employers, employees, attorneys, and all persons acting in concert with them are, for a period of one year from and including March 11, 2013, hereby enjoined as follows:

1. Harnett is restrained and enjoined from engaging, either directly or indirectly, in any marketing or sales efforts (including, but not limited to, submitting requests for opportunity registrations) for a period of twelve months from and including March 11, 2013, with respect to the following entities:

Aptima, Inc.  
Convexity Capital Management  
Demandware, Inc.  
EBSCO Publishing  
Harvard Art Museums  
Harvard Business Publishing  
Harvard Business School  
Harvard Clinical Research Institute  
Harvard Law School  
Harvard Management Company, Inc.  
Harvard University<sup>1</sup>  
Harvard University DCE  
Harvard University Information Technology  
Interactive Data Corporation  
Interactive Data Pricing and Reference Data, Inc.  
Liberty Mutual Insurance Company  
Putnam Investments, Inc.  
Wellington Management Company

2. OnX is restrained for a period of twelve months from and including March 11, 2013, from inducing Harnett, either directly or indirectly, to engage in any marketing or sales efforts (including, but not limited to, submitting requests for opportunity registrations) with respect to the entities identified in numbered Paragraph 1 above.

3. Harnett and OnX shall immediately withdraw any and all bids for services and/or products that Harnett has been directly or indirectly involved with and that were submitted to any CTI clients listed in Paragraph 1, above.

4. Harnett and OnX shall immediately withdraw any requests for opportunity registrations and any registered opportunities in which Harnett has been directly or indirectly involved that were placed with vendors, including, but not limited to, NetApp, f5,

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<sup>1</sup> Harvard University shall be construed to include all entities under common contract with the University.

Juniper, and Texas Memory, relative to work for any CTI clients listed in Paragraph 1, above. Harnett and OnX shall provide CTI with a complete list of all such pending requests for opportunity registrations and registered opportunities within two (2) business days of the date of this Order.

5. Harnett shall provide to counsel for CTI, within three (3) business days of the date of this Order, a written certification signed by Harnett under the pains and penalties of perjury, that Harnett (a) has returned all CTI property to CTI, including any and all notes that he has taken about his former CTI clients; (b) that he will not use any confidential information about his former CTI clients that are contained in such notes; and (c) that he is not in possession of any other CTI property. Notwithstanding the foregoing, counsel for CTI and OnX may retain on an "attorneys' eyes only" basis, during the pendency of and for the purposes of the litigation, a forensic copy of any such written materials, including notes, that remained in Harnett's possession following his last day of work for CTI.

6. OnX shall maintain customer-specific accounts and records of all services and products sold or provided by OnX to the CTI clients specified in paragraph 1, above, from October 29, 2012, through the date of trial of this action, including, without limitation, pricing and cost information.

7. Harnett and/or OnX shall within three (3) business days of the date of this Order provide a copy of this Order to appropriate contacts at all CTI customers listed in paragraph 1, above, and all vendors included within the scope of paragraph 4, above.

8. CTI shall maintain a bond for security in the amount of \$475,000.00. All costs associated with this bond shall be recoverable against Harnett and/or OnX in the event that a final judgment enters in this case in favor of CTI.

9. Harnett and OnX may seek, through motion practice, a narrowing of this Order, for example, to exclude certain categories of products and services as to which CTI does not offer competitive products and services.

IT IS SO ORDERED THIS 3RD DAY OF MAY, 2013.

/s/ Douglas P. Woodlock  
DOUGLAS P. WOODLOCK  
UNITED STATES DISTRICT JUDGE